

AO 120 (Rev. 3/04)

<b>TO:</b> <b>Director of the U.S. Patent and Trademark Office</b> <b>P.O. Box 1450</b> <b>Alexandria, VA 22313-1450</b>	<b>REPORT ON THE</b> <b>FILING OR DETERMINATION OF AN</b> <b>ACTION REGARDING A PATENT OR</b> <b>TRADEMARK</b>
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court Central District of California on the following ☒ Patents or ☒ Trademarks:

<b>DOCKET NO.</b> SACV09-10062-JWS (ANx)		<b>U.S. DISTRICT COURT</b> Central District of California
<b>PLAINTIFF</b> OAKLEY, INC., a Washington corporation		<b>DEFENDANT</b> SPENCER GIFTS, LLC, a New Jersey corporation

  

PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 D514,613	2/7/2006	OAKLEY, INC.
2 D523,461	6/20/2006	OAKLEY, INC.
3 6,966,647	11/22/2005	OAKLEY, INC.
4 7,147,324	12/12/2006	OAKLEY, INC.
5 7,216,973	5/15/2007	OAKLEY, INC.

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY	<input checked="" type="checkbox"/> Amendment	<input checked="" type="checkbox"/> Answer	<input checked="" type="checkbox"/> Cross Bill	<input checked="" type="checkbox"/> Other Pleading
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK			
1 7,219,994	5/22/2007	OAKLEY, INC.			
2 7,264,350	9/4/2007	OAKLEY, INC.			
3					
4					
5					

In the above—entitled case, the following decision has been rendered or judgement issued:

<b>DECISION/JUDGEMENT</b> <p style="font-size: 1.2em;">Order (Copy attached)</p>
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<b>CLERK</b> Terry Nafisi	<b>(BY) DEPUTY CLERK</b> R LaChapelle	<b>DATE</b> 12/28/09
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Copy 1—Upon initiation of action, mail this copy to Director    Copy 3—Upon termination of action, mail this copy to Director  
 Copy 2—Upon filing document adding patent(s), mail this copy to Director    Copy 4—Case file copy

JS-6

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
SOUTHERN DIVISION

OAKLEY, INC., a Washington  
corporation,

Plaintiff,

vs.

SPENCER GIFTS, LLC, a New Jersey  
corporation,

Defendant.

AND RELATED CROSS ACTIONS

Case No.: SACV 09-00062 JVS (ANx)

ORDER FOR DISMISSAL

This case having come before this Court, upon the pleadings, and it being represented to the Court that Plaintiff, Oakley, Inc. (hereinafter referred to as "Oakley") and Spencer Gifts LLC, (hereinafter referred to as "Defendant") have settled their differences with respect to the matters in dispute by way of a separate confidential agreement between the parties. On the consent of the parties and their attorneys, and good cause having been shown,

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**IT IS HEREBY ORDERED, ADJUDICATED, AND DECREED:**

That all claims, counterclaims and defenses of Oakley and Defendant are dismissed with prejudice.

DATED: August 25, 2009

  
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U.S. DISTRICT JUDGE